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| | | Application Number | 10/710,449 |
| | | Filing Date | July 12, 2004 |
| | | First Named Inventor | Welker, Brian H. |
| | | Art Unit | 2859 |
| | | Examiner Name | Verbitsky, Gail Kaplan |
| Total Number of Pages in This Submission | 9 | Attorney Docket Number | 716919.78 |

ENCLOSURES (check all that apply)

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| <input type="checkbox"/> Response to Missing Parts/ Incomplete Application | Remarks: | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|-------------------------------------|----------|--------|
| Firm Name | Blackwell Sanders Peper Martin, LLP | | |
| Signature | | | |
| Printed Name | Robert J. Lewis | | |
| Date | 2/10/05 | Reg. No. | 27,210 |

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PATENT
716919.78

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Brian H. Welker : Examiner: Gail Kaplan Verbitsky
Serial No.: 10/710,449 : Group Art Unit: 2859
Filed: 07/12/2004 : Attorney Docket No.: 716919.78
For: Temperature Probe and : Customer No.: 27128
Insertion Device : Confirmation No.: 4448
Last Office Action: November 15, 2004 :

AMENDMENT A

Commissioner for Patents
Mail Stop Amendment
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The following amendments and remarks are provided in response to the Office Action mailed November 15, 2004. Amendments to the claims begin on page 2. The remarks begin on page 5.

The subject application was interviewed with Examiner Verbitsky on February 7, 2005. The rejections of all the claims were discussed but no formal agreement was reached with the Examiner as to allowability of claims. However, it was agreed that certain amendments would be made which the Examiner believed would overcome the rejections of the claims.